

UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS

IN RE PHARMACEUTICAL INDUSTRY) MDL No. 1456
AVERAGE WHOLESALE PRICE)
LITIGATION) Master File No. 01-cv-12257-PBS
)
) Subcategory Case No. 06-11337
)

THIS DOCUMENT RELATES TO:)
State of California ex rel. Ven-A-Care of) Judge Patti B. Saris
the Florida Keys, Inc. v. Abbott)
Laboratories, Inc., et al.)
Civil Action No. 03-11226-PBS)
)
)

**SETTLEMENT ORDER OF DISMISSAL
AS TO DEFENDANTS
MYLAN INC. and MYLAN PHARMACEUTICALS INC.**

The Court having been advised on June 16, 2011 that the above entitled qui tam action pursuant to the California False Claims Act (Government Code §§ 12650-12656) has been settled in principle, as to defendants Mylan Inc. formerly known as Mylan Laboratories Inc. and Mylan Pharmaceuticals Inc., subject to the approvals of the defendants' board of directors, and the State of California.

IT IS ORDERED that this action is hereby dismissed without costs and without prejudice to the right of any party, upon good cause shown, to reopen the action within one hundred and twenty (120) days of settlement is not consummated. Any dismissal of this action with prejudice must be in accordance with the California False Claims Act, Government Code § 12652(c)(1), which requires the written consent of the Attorney General of the State of California and the Court. The Court retains jurisdiction over the subject matter and the parties, including, in

accordance with the California False Claims Act, Government Code § 12652(c)(1), for the purposes of review and consideration for approval of any settlement or dismissal with prejudice, determination of relator awards and retroactive reinstatement of the action if the settlement is not consummated.

SO ORDERED by the Court.

Entered 8 day of July, 2011.



Hon. Patti B. Saris
United States District Court